

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA,

Plaintiff

vs.

RICHARD J. HARLEY,

Defendant

No. 3:12-CR-224

Honorable A. Richard Caputo

(Electronically Filed)

---

**MOTION OF DEFENDANT, RICHARD J. HARLEY, FOR ORAL  
ARGUMENT/HEARING ON POST-TRIAL MOTIONS**

---

Defendant, Richard J. Harley, requests that the Court schedule an oral argument/hearing on the post-trial motions which are pending before the Court.

The basis for the Motion is that the hearing will provide the Defendant and counsel an opportunity to further explain the basis of the legal issues raised in the motion.

Respectfully submitted,

/s/ Joseph A. O'Brien, Esquire

Joseph A. O'Brien, Esquire

*Attorney for Defendant, Richard J. Harley*

Attorney ID: 22103

Oliver, Price & Rhodes

1212 South Abington Road

P.O. Box 240

Clarks Summit, PA 18411

Tel: 570-585-1200

Fax: 570-585-5100

Email: [jaob@oprlaw.com](mailto:jaob@oprlaw.com)

**CERTIFICATE OF SERVICE**

I, **Joseph A. O'Brien, Esquire**, of Oliver, Price & Rhodes, hereby certify that on the 18<sup>th</sup> day of November, 2015, I served a true and correct copy of the foregoing MOTION OF DEFENDANT, RICHARD J. HARLEY, FOR ORAL ARGUMENT/HEARING ON POST-TRIAL MOTIONS which was filed pursuant to the rules of criminal procedure and electronically filed and electronically forwarded to:

Bruce D. Brandler, Esquire  
U.S. Attorney's Office  
228 Walnut Street  
Harrisburg, PA 17108  
Email: [bruce.brandler@usdoj.gov](mailto:bruce.brandler@usdoj.gov)

Respectfully submitted,

/s/Joseph A. O'Brien, Esquire

Joseph A. O'Brien, Esquire  
*Attorney for Defendant, Richard J. Harley*  
Attorney ID: 22103  
Oliver, Price & Rhodes  
1212 South Abington Road  
P.O. Box 240  
Clarks Summit, PA 18411  
Tel: 570-585-1200  
Fax: 570-585-5100  
Email: [jaob@oprlaw.com](mailto:jaob@oprlaw.com)

**CERTIFICATE OF NON-CONCURRENCE**

I, **Joseph A. O'Brien**, have discussed this Motion with Assistant U. S. Attorney Bruce Brandler. Mr. Brandler believes that the issues before the Court can be decided on the briefs and that an oral argument/hearing is not necessary. Assistant U.S. Attorney Bruce Brandler does **not** concur in the MOTION OF DEFENDANT, RICHARD J. HARLEY, FOR ORAL ARGUMENT/HEARING ON POST-TRIAL MOTIONS.

Respectfully submitted,

/s/Joseph A. O'Brien, Esquire  
*Attorney for Defendant, Richard J. Harley*  
Attorney I.D. No.: 22103  
Oliver, Price & Rhodes  
1212 South Abington Road  
P.O. Box 240  
Clarks Summit, PA 18411  
Tel: (570) 585-1200  
Fax: (570) 585-5100  
Email: [jaob@oprlaw.com](mailto:jaob@oprlaw.com)

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA,

Plaintiff

vs.

RICHARD J. HARLEY,

Defendant

No. 3:12-CR-224

Honorable A. Richard Caputo

(Electronically Filed)

---

---

**ORDER**

---

---

Now this \_\_\_\_\_ day of November, 2015 it is hereby ordered that an oral argument/hearing on the post-trial motions of the Defendant, Richard J. Harley, is scheduled for \_\_\_\_\_.

---

Honorable A. Richard Caputo